

**PROCEEDINGS OF THE GREEN COUNTY BOARD OF SUPERVISORS**

**August 15, 2012**

Arthur Carter, Chair, called the meeting to order.

The Clerk read the roll with 24 present and 7 absent being T. Davis, Hart, Disch, Hodgson, Torkelson, Truttmann, and Luchinger.

The Board recited the Pledge of Allegiance.

Motion by Dalton, seconded by P. Davis to approve the minutes of the July 10, 2012 meeting. Motion carried by a unanimous voice vote.

**RESOLUTION 8-1-12**

***Resolution Increasing Huber Law Board Fees***

**WHEREAS**, Section 303.08, Wis. Stats., provides for Huber Law employment while jailed at the Green County Jail; and

**WHEREAS**, said Huber inmates are to be liable for charges for the cost of their board as fixed by the Green County Board of Supervisors; and

**WHEREAS**, Section 1-14-1 of the Green County Code, as enacted in conformance with Wisconsin Statutes, establishes the cost of board for Huber inmates and other prisoners as established by the Green County Board of Supervisors; and

**WHEREAS**, the Green County Law Enforcement Committee has reviewed the current cost of the Huber Law board and has determined that an increase to same is necessary.

**NOW, THEREFORE, BE IT RESOLVED** by the Green County Board of Supervisors, in legal session assembled, that the per prisoner cost of daily board shall be increased from \$15.00 to \$16.50 effective immediately upon publication.

**SIGNED: LAW ENFORCEMENT AND PUBLIC SAFETY COMMITTEE:**

Dennis Dalton, Chair

Sherri Fidducia

Calvin Wickline

Richard Thoman

Ted Fahey

Motion by Dalton, seconded by Wickline to adopt Resolution 8-1-12. Motion carried by a unanimous voice vote.

**RESOLUTION 8-2-12**

***Resolution to Approve the Green County Emergency Response Plan  
to Replace the Green County Emergency Operations Plan***

**WHEREAS**, the Green County Board of Supervisors, recognizes the threat that major emergencies and disaster events pose to people and property within our community; and

**WHEREAS**, the Green County Board of Supervisors has determined the adoption of the Green County Emergency Response Plan will supersede the Green County Emergency Operations Plan. The plan provides general guidelines and principles for managing and coordinating the overall planning, response, recovery and mitigation activities before, during and after major emergencies and disaster events that affect Green County Wisconsin; and

**WHEREAS**, the contents of the plan are in unison with the State Emergency Response Plan and the National Response Framework; and

**WHEREAS**, the Green County Emergency Management Department is charged with maintaining the plan as required by the Wisconsin Emergency Management agency and the Federal Emergency Management Agency.

**NOW, THEREFORE, BE IT RESOLVED**, by the Green County Board of Supervisors, in legal session assembled, that the County of Green Emergency Response Plan be adopted as the official plan of emergency/disaster planning, response, recovery and mitigation activities.

**SIGNED: LAW ENFORCEMENT AND PUBLIC SAFETY COMMITTEE:**

Dennis Dalton, Chair

Sherri Fidducia

Cal Wickline, Vice-Chair

Richard Thoman

Ted Fahey

Motion by Dalton, seconded by Wickline to adopt Resolution 8-2-12. Motion carried by a unanimous voice vote.

**RESOLUTION 8-3-12**

***Resolution Awarding Highway Contract in Excess of \$75,000***

**WHEREAS**, County Code Section 1-11-2, entitled COUNTY PURCHASES AND CONTRACTS, provides for review, approval and execution of all county contracts and purchases necessary to carry out approved budget operations; and

**WHEREAS**, Section 1-11-2(A)(4) states: Cost or price in excess of seventy-five thousand dollars (\$75,000.00), recommendation by the appropriate department head and the supervisory committee to the full County Board and approval by the full Board before the purchase is made. Execution of the contract documents shall be by the Green County Board Chair and the appropriate committee chair, after the document has been reviewed by the Green County Corporation Counsel; and

**NOW, THEREFORE, BE IT RESOLVED** by the Green County Board of Supervisors, in legal session assembled, that the Board approve the recommendation of the Green County Highway Committee for the contracting of the following services for centerline and edgeline painting:

**Twin Cities Striping of Delano, MN**

**\$117,030.00**

**SIGNED: GREEN COUNTY HIGHWAY COMMITTEE:**

Ray Francois, Chair

Russ Torkelson

Harvey Mandel

Calvin Wickline

Ron Wolter

**REVIEWED AND APPROVED BY:**

Ray Francois, Highway Committee Chair

Arthur Carter, County Board Chair

Brian Bucholtz, Corporation Counsel

Motion by Francois, seconded by Mandel to adopt Resolution 8-3-12. Motion carried by a unanimous voice vote.

#### **AMENDED ORDINANCE 12-0601**

##### *Public Peace and Order Modification*

**WHEREAS**, the Law Enforcement & Public Safety Committee has general supervision over law enforcement policies of the County; and

**WHEREAS**, after review of the Green County Code, the Law Enforcement & Public Safety Committee has indicated that the Green County Code is in need of updating; and

**NOW, THEREFORE, BE IT ORDAINED** by the Green County Board of Supervisors, in legal session assembled, that the following additions, deletions and corrections be made to Title 7 of the Green County Code.

#### **7-4-2: PUBLIC PEACE AND ORDER**

D. Harassment: No person shall, with intent to harass or intimidate another person:

1. Strike, shove, kick or otherwise subject another person to physical contact or attempt to threaten to do the same to any person.
2. Engage in a course of conduct or repeatedly commit acts which harass or intimidate another person and which serve no legitimate purpose.
3. This subsection does not prohibit any person from participating in lawful conduct in labor disputes under §103.53, Wis. Stats.
4. Penalty upon violation of subsection 7-4-2D1 and D2 of this Code is a Class Two forfeiture. (§947.013(1) and (1m), Wis. Stats.) (Ord. 96-0310)

#### **E. Whoever does any of the following is subject to a Class Two forfeiture:**

1. With intent to harass, annoy or offend another person, sends a message to the person on an electronic mail or other computerized communication system and in that message uses any obscene, lewd or profane language or suggests any lewd or lascivious act.
2. With intent to harass, annoy or offend another person, sends a message on an electronic mail or other computerized communication system with the reasonable expectation that the person will receive the message and in that message uses any obscene, lewd or profane language or suggests any lewd or lascivious act.
3. With intent solely to harass another person, sends repeated messages to the person on an electronic mail or other computerized communication system.

4. With intent solely to harass another person, sends repeated messages on an electronic mail or other computerized communication system with the reasonable expectation that the person will receive the messages.
5. With intent to harass or annoy another person, sends a message to the person on an electronic mail or other computerized communication system while intentionally preventing or attempting to prevent the disclosure of his or her own identity.
6. While intentionally preventing or attempting to prevent the disclosure of his or her identity and with intent to harass or annoy another person, sends a message on an electronic mail or other computerized communication system with the reasonable expectation that the person will receive the message.
7. Knowingly permits or directs another person to send a message prohibited by this section from any computer terminal or other device that is used to send messages on an electronic mail or other computerized communication system and that is under his or her control. (§947.0125, Wis. Stats.)

**SIGNED: LAW ENFORCEMENT & PUBLIC SAFETY COMMITTEE**

Dennis Dalton  
 Sherri Fiduccia  
 Cal Wickline

Ted Fahey  
 Richard Thoman

Motion by Dalton, seconded by Wickline to adopt Amended Ordinance 12-0601. Motion carried by a unanimous voice vote.

Presentation by Terry Hensel, Pleasant View Nursing Home Administrator, regarding Friends of Pleasant View charitable gift giving.

Motion by Furgal, seconded by Guth to accept the following appointment: Joseph Kundert to fill a vacant term as Elderly Representative on the Aging & Disability Advisory Committee for a term to expire April 21, 2015. Motion carried by a unanimous voice vote.

There were no out-of-state travel requests for the board's consideration.

Motion by Wolter, seconded by Thoman to adjourn. Motion carried.

STATE OF WISCONSIN                    )  
   )SS  
 COUNTY OF GREEN                    )

I, Michael J. Doyle, County Clerk, in and for said County, do hereby certify that the above and foregoing is a true and correct copy of the proceedings of the County Board of Supervisors of Green County, Wisconsin, on their meeting of August 15, 2012, A.D.

Michael J. Doyle  
 Green County Clerk